

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
SEATTLE

ERIC STEPHEN FREEZE,)
Plaintiff,) Case No. 2:23-cv-01135-RSM
v.)
ELIZABETH E. GALLAGHER, JOSE T.)
ACUNA, ANN G. FREEZE REVOCABLE) JOINT STATUS REPORT
TRUST and JAMES MASSINGALE AND)
ANGELA MASSINGALE)
Defendants.)

COME NOW the Parties herein and submit the following Joint Status Report under FRCP 26 (f) after conducting a telephonic conference at 11:45 a.m. on July 30, 2024, among Plaintiff Eric Freeze, Defendant Acuna attorney Craig Cammock, and Attorney for the Remaining Defendants, Elizabeth Gallagher, Ann Freeze Revocable Trust, Ronald Freeze Revocable Trust, James Massingale, and Angela Massingale.

1. Proposed Deadline for adding additional parties: August 15, 2024.
2. No Party requests an assignment of the case to a Magistrate Judge.

JOINT STATUS REPORT - 1

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1 3. No Discovery by any party has been conducted to date. The parties agree to the
2 following schedule;

3 (A) Initial Disclosures: August 30, 2024

4 (B) Discovery Schedule:

5 Written Discovery Complete by November 30, 2024

6 Depositions Complete by December 31, 2024

7 Dispositive Motions scheduled by January 30, 2025

8 (C) The Parties do not anticipate discovery of electronic information other than emails.

9
10 (D) The Defendants will promptly identify any inadvertently disclosed privileged
11 information and any such materials will be promptly returned.

12
13 (E) Limitations on Discovery. Defendants request that any depositions of out of state
14 Defendants be conducted by Zoom.

15
16 (F) Defendants may request a protective order for Ann Freeze due to physical and
17 mental incapacity.

18 4. Parties Views, Proposals and Agreements

19
20 (A) Prompt case resolution is not possible under the circumstances and facts of this
21 case.

22
23 (B) Alternative Dispute Resolution is not possible under the circumstances and facts of
24 this case.

1 (C) Related cases are Skagit County Superior Court Cause No. 22-2-00163-29 and
2 Western Washington Federal District Court Case no. 2:22-cv-01844-JLR. Plaintiff Eric
3 Freeze does not agree that these are related cases.

4

5 (D) Discovery Management. Defendants request the Court order that discovery and
6 communication among the parties be conducted electronically.

7

8

9 (E) Anticipated Discovery:

10

11 Defendants: If Motion for Dismissal is denied, written discovery to
12 Plaintiff and deposition of Plaintiff.

13

14 Plaintiff: Plaintiff intends to conduct depositions and written discovery.

15

16 Discovery to be completed by January 15, 2025.

17

18 (F) The parties agree to the Model Protocol for Discovery of ESI.

19 5. Bifurcation of Case: No bifurcation is requested.

20 6. Pretrial Statements and Order: Due thirty days prior to trial.

21 7. Date Ready for Trial: March 15, 2025.

22 8: Jury or non-jury trial:

23 Plaintiff requests a jury trial. Defendants have not requested a jury.

24 9. Number of days for the trial: 3 days

25 10. Names, Addresses, and Telephone numbers of counsel:

JOINT STATUS REPORT - 3

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4 11. Conflict dates: Paul Taylor – none after March 15, 2025

5 Craig Cammock – none after March 15, 2025

6 Eric Freeze - none after March 15, 2025

7 12. All parties have been served.

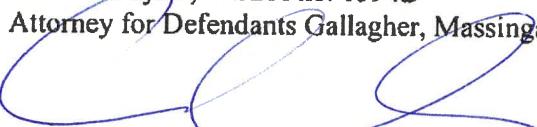
8 13. Scheduling Conference: To be determined.

9 14. No corporate parties are involved.

10 Respectfully submitted,

11 14
12 
13 Paul W. Taylor, WSBA no. 13943

14 Attorney for Defendants Gallagher, Massingale, and the Freeze Trusts

15 16
17 
18 Craig Cammock, WSBA No. 24185
19 Attorney For Defendant Acuna

20 21
22 - Mr. Freeze participated in the CR26 Conference
23 Plaintiff call and indicated that he would review
24 his joint status report. He has not communicated
25 with me since the CR26 Conference call.


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JOINT STATUS REPORT - 4

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